

REMARKS/ARGUMENTS

Upon entry of the present amendment, claims 12-20, 23-31, 44-53, 55-58, 59-81, 98-101, and 103-111 are pending in this application and presented for examination. Claims 103-111 have been newly added. Claims 82-92, 93-97 and 102 have been canceled with out prejudice. No new matter has been introduced with the newly added claims. Early examination on the merits is respectfully requested.

I. RESPONSE TO THE RESTRICTION REQUIREMENT

The Examiner has indicated that restriction to one of the following inventions is required under 35 U.S.C. § 121:

I. Claims 12-20, 23-31, 44-53, 55-58, 59-81 and 98-101 drawn to commercial scale method of or an in vitro method of sialylation using bacterial or recombinant bacterial enzymes, classified in class 435, subclass 97.

II. Claims 82-92 and 102 drawn to an in vitro commercial method of altering the glycosylation pattern of a glycoprotein by transfer of galactose from a UDP-galactose to a saccharide to form a galactosylated saccharide, classified in class 435, subclass 15.

III. Claims 93-97, drawn to composition comprising a glycoprotein, classified in class 530, subclass 350.

In response, Applicants elect group I without traverse. Claims readable thereon include claims 12-20, 23-31, 44-53, 55-58, 59-81, 98-101 and newly added claims 103-111.

II. SUPPORT FOR THE NEW CLAIMS

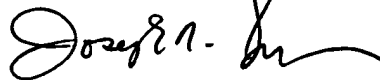
Support for new claims 103-111 is found throughout the application as filed. More particularly, support for new claim 103 is found, for example, on page 13, lines 3-13. Support for new claim 104 is found, for example, on page 13, lines 7-15. Support for new claim 105 is found, for example, on page 13, lines 15-16. Support for new claim 106 is found, for example, on page 13, lines 15-16. Support for new claim 107-108 is found, for example, on page

13, lines 17-18. Support for new claim 109 is found, for example, on page 13, lines 21-23. Support for new claim 110-111 is found, for example, on page 13, lines 7-26. As such, no new matter has been introduced and Applicants respectfully request that the new claims be entered.

III. CONCLUSION

In view of the foregoing, Applicants respectfully request early action on the merits. If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 925-472-5000.

Respectfully submitted,



Joseph R. Snyder
Reg. No. 39,381

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
Tel: 925-472-5000
Fax: 415-576-0300
JS:js
WC 9058478 v1